

Assembly Bill No. 3081

Passed the Assembly May 27, 2008

Chief Clerk of the Assembly

Passed the Senate August 22, 2008

Secretary of the Senate

This bill was received by the Governor this ____ day
of _____, 2008, at ____ o'clock ____M.

Private Secretary of the Governor

CHAPTER _____

An act to amend Section 33302 of the Public Resources Code, relating to the Sierra Nevada Conservancy.

LEGISLATIVE COUNSEL'S DIGEST

AB 3081, Committee on Natural Resources. Sierra Nevada Conservancy.

Existing law establishes the Sierra Nevada Conservancy to undertake various activities related to the Sierra Nevada Region, as defined, and prescribes the management, powers, and duties of the conservancy. Among its duties, the conservancy is to protect, conserve, and restore the region's physical, cultural, archaeological, historical, and living resources. Existing law provides that in the case of a grant of funds to a nonprofit organization or tribal organization to acquire an interest in real property, the agreement between the conservancy and recipient nonprofit organization shall meet certain conditions.

This bill would revise the definition of "nonprofit organization" for purposes of those provisions.

The people of the State of California do enact as follows:

SECTION 1. Section 33302 of the Public Resources Code is amended to read:

33302. For the purposes of this division, the following terms have the following meanings:

(a) "Board" means the Governing Board of the Sierra Nevada Conservancy.

(b) "Conservancy" means the Sierra Nevada Conservancy.

(c) "Fund" means the Sierra Nevada Conservancy Fund created pursuant to Section 33355.

(d) "Local public agency" means a city, county, district, or joint powers authority.

(e) "Nonprofit organization" means a private, nonprofit organization that qualifies for exempt status under Section 501(c)(3) of Title 26 of the United States Code, and whose

charitable purposes are consistent with the purposes of the conservancy as set forth in this division.

(f) “Region” or “Sierra Nevada Region” means the area lying within the Counties of Alpine, Amador, Butte, Calaveras, El Dorado, Fresno, Inyo, Kern, Lassen, Madera, Mariposa, Modoc, Mono, Nevada, Placer, Plumas, Shasta, Sierra, Tehama, Tulare, Tuolumne, and Yuba, described as the area bounded as follows:

On the east by the eastern boundary of the State of California; the crest of the White/Inyo ranges; and State Routes 395 and 14 south of Olancha; on the south by State Route 58, Tehachapi Creek, and Caliente Creek; on the west by the line of 1,250 feet above sea level from Caliente Creek to the Kern/Tulare County line; the lower level of the western slope’s blue oak woodland, from the Kern/Tulare County line to the Sacramento River near the mouth of Seven-Mile Creek north of Red Bluff; the Sacramento River from Seven-Mile Creek north to Cow Creek below Redding; Cow Creek, Little Cow Creek, Dry Creek, and the Shasta National Forest portion of Bear Mountain Road, between the Sacramento River and Shasta Lake; the Pit River Arm of Shasta Lake; the northerly boundary of the Pit River watershed; the southerly and easterly boundaries of Siskiyou County; and within Modoc County, the easterly boundary of the Klamath River watershed; and on the north by the northern boundary of the State of California; excluding both of the following:

(1) The Lake Tahoe Region, as described in Section 66905.5 of the Government Code, where it is defined as “region.”

(2) The San Joaquin River Parkway, as described in Section 32510.

(g) “Subregions” means the six subregions in which the Sierra Nevada Region is located, described as follows:

(1) The north Sierra subregion, comprising the Counties of Lassen, Modoc, and Shasta.

(2) The north central Sierra subregion, comprising the Counties of Butte, Plumas, Sierra, and Tehama.

(3) The central Sierra subregion, comprising the Counties of El Dorado, Nevada, Placer, and Yuba.

(4) The south central Sierra subregion, comprising the Counties of Amador, Calaveras, Mariposa, and Tuolumne.

(5) The east Sierra subregion, comprising the Counties of Alpine, Inyo, and Mono.

(6) The south Sierra subregion, comprising the Counties of Fresno, Kern, Madera, and Tulare.

(h) “Tribal organization” means an Indian tribe, band, nation, or other organized group or community, or a tribal agency authorized by a tribe, which is recognized as eligible for special programs and services provided by the United States to Indians because of their status as Indians and is identified on pages 52829 to 52835, inclusive, of Number 250 of Volume 53 (December 29, 1988) of the Federal Register, as that list may be updated or amended from time to time.

Approved _____, 2008

Governor